SA No. 1164 of 2001
Old No. 76 of 2000

Hon'ble P.C.Verma,J.

This is a second appeal filed by the plaintiff/appellants against the judgment and decree dated 20.10.1999 passed by Additional Civil Judge, Roorkee, dismissing Civil Appeal No. 55 of 1998 and there by confirming the judgment and decree dated 31.10.1998 passed by Civil Judge(J.D.) Roorkee, Distt. Haridwar dismissing suit no.58 of 1995.

The appeal is at admission stage.

I have perused the orders passed by the Courts below. The Courts below after considering the prima facie case have recorded finding of fact. I am not inclined to entertain this appeal as the matter is concluded by findings of fact. No interference is called for.

The second appeal is, therefore, dismissed in limine.

(P.C. Verma, J.)

13.3.2002
P.Singh